



CITY OF LODI

COUNCIL COMMUNICATION

AGENDA TITLE: Public Hearing to Review Cost Report for City Weed Abatement Program for 1998

MEETING DATE: February 3, 1999

PREPARED BY: City Clerk

RECOMMENDED ACTION: That following a Public Hearing regarding the matter, the City Council adopt the attached resolution confirming the cost of weed abatement in the City of Lodi during 1998 and providing for collection through the San Joaquin County Auditor's office.

BACKGROUND INFORMATION: The City Council will recall that several months ago the Council initiated weed abatement proceedings on various parcels throughout the City. According to the Government Code of the State of California legal noticing, including letters to the subject property owners, publications and postings were made regarding the matter. Public Hearings regarding the program were conducted by the City Council.

Ultimately, the City abated the weeds on the parcels listed on the attached page. The Government Code provides that the City Council shall set a public hearing to receive a report of the cost of abatement in front of or on each separate parcel of land where the work was done by the City. At the time fixed for receiving and considering the report, the legislative body shall hear it with any objections of the property owners liable to be assessed for the abatement. After confirmation of the report by the Council, a copy shall be forwarded to the County Assessor and Tax Collector who shall add the amount of the assessment to the next regular tax bill levied against the parcel for municipal purposes.

Therefore, it is recommended that following the Public Hearing the City Council adopt the attached Resolution confirming the cost of weed abatement in the City of Lodi during 1998 and provide for collection through the San Joaquin County Auditor's office.

Both the Purchasing Officer and the Fire marshal will be at the February 3, 1999 City Council meeting to present the staff report and answer any questions the Council may have.

FUNDING: None required.

Alice M. Reimche
Alice M. Reimche
City Clerk

Prepared by Joel Harris, Purchasing Officer

cc: Fire Marshal

APPROVED: _____
H. Dixon Flynn -- City Manager

Cost Report of City Weed Abatement Program - 1998
February 3, 1999

REPORT OF COST OF ABATING WEEDS 1998			
Property Address	Cost	Administrative Fee	Total
508 South Central (APN 047-342-03)	\$150.00	\$33.72	\$183.72
905 Interlaken * (APN 027-300-01)	\$250.00	\$33.72	\$283.72
336 East Locust Street (APN 043-111-05)	\$250.00	\$58.95	\$308.95
1101 Geneva Way (APN 0273500029)	\$500.00	\$34.72	\$534.72

***This property owner is recently deceased..**



CITY OF LODI

Carnegie Forum
305 West Pine Street, Lodi

NOTICE OF PUBLIC HEARING

Date: Wednesday, February 3, 1999

Time: 7:00 p.m.

For information regarding this notice please contact:

Alice M. Reimche

City Clerk

Telephone: (209) 333-6702

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that on Wednesday, February 3, 1999 at the hour of 7:00 p.m., or as soon thereafter as the matter may be heard, the City Council will conduct a Public Hearing at the Carnegie Forum, 305 West Pine Street, Lodi, to consider the following matter:

- a) Review Cost Report for City Weed Abatement Program for 1998

All interested persons are invited to present their views and comments on this matter. Written statements may be filed with the City Clerk at any time prior to the hearing scheduled herein, and oral statements may be made at said hearing.

If you challenge the subject matter in court, you may be limited to raising only those issues you or someone else raised at the Public Hearing described in this notice or in written correspondence delivered to the City Clerk, P.O. Box 3006, at or prior to the Public Hearing.

Alice M. Reimche
City Clerk

Dated: January 20, 1999

Approved as to form:

Randall A. Hays
City Attorney



DECLARATION OF MAILING

SET P.H. FOR 2/3/99 - REVIEW COST REPORT/1998 WEED ABATEMENT

On January 21, 1999 in the City of Lodi, San Joaquin County, California, I deposited in the United States mail, envelopes with first-class postage prepaid thereon, containing a copy of the Notice attached hereto, marked Exhibit "A"; said envelopes were addressed as is more particularly shown on Exhibit "B" attached hereto.

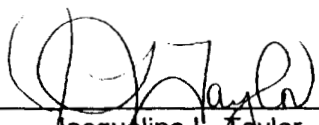
There is a regular daily communication by mail between the City of Lodi, California, and the places to which said envelopes were addressed.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on January 21, 1999, at Lodi, California.

ORDERED BY:

**ALICE M. REIMCHE
CITY CLERK**



Jacqueline L. Taylor
Deputy City Clerk

Jennifer M. Perrin
Deputy City Clerk

**MAILING LIST FOR PUBLIC HEARING NOTICE
REVIEW COST REPORT FOR CITY WEED ABATEMENT PROGRAM FOR 1998
FEBRUARY 3, 1999**

Gladys Bowles
re: 508 South Central (APN 047-342-03)
5828 East Fairlane Road
Acampo, CA 95220

Arturo Lopez
re: 905 Interlaken (APN 027-300-01)
1920 S. Church Street
Lodi, CA 95240

Thomas & Cathy Tucker
re: 336 E. Locust Street (APN 043-111-05)
2043 Kenway Court
Lodi, CA 95242

Dave Williams & Associates
re: 1101 Geneva Way (APN 027-350-29)
1101 W. Kettleman Lane #4
Lodi, CA 95242

RESOLUTION NO. 99-23

A RESOLUTION OF THE LODI CITY COUNCIL CONFIRMING
THE COST OF WEED ABATEMENT FOR 1998 AND PROVIDING
FOR COLLECTION

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BEFORE THE CITY COUNCIL OF THE CITY OF LODI

IN THE MATTER OF:

Resolution Confirming the Cost
of Weed Abatement for 1998 and
Providing for the Collection on
the Regular Tax Bill

RESOLUTION NO. 99-23

The City Council adopted Resolution No. 98-108 on July 1, 1998 electing to proceed under Government Code Section 39501-59588 and declared a public nuisance all weeds growing upon streets, sidewalks and private property in the City;

The City Council adopted Resolution No. 98-123 on August 5, 1998 following the holding of a public hearing, and did overrule objections and determined to proceed with the abatement of weeds growing upon public ways and private property in the City;

The Superintendent has abated the nuisance declared by Resolution No. 98-108 and has kept an account of the cost of abatement and has submitted it to the City Council for confirmation.

NOW, THEREFORE, IT IS FOUND, DETERMINED AND ORDERED AS FOLLOWS:

(1) The City Council ordered the superintendent to abate the nuisance declared by Resolution No. 98-123 by having the weeds, rubbish, refuse and dirt removed and thereafter the superintendent entered upon private property more particularly hereafter described to abate the nuisance and the superintendent kept an account of the cost of abatement and has submitted it to the Council for confirmation in the form of an itemized written report showing the cost and a copy of the report has been posted in the time and manner required by Government Code Section 39575. No objections were filed or made by the property owner liable for assessment for the abatement and the report as set forth in Exhibit "A" is confirmed.

(2) Cost of the abatement, as set forth in Exhibit "A" constitutes a special assessment against that parcel and is a lien on the parcel.

(3) The City Clerk is directed to transmit a certified copy of this resolution to the County Assessor, County Tax Collector, County Auditor. The County Auditor is requested to enter the assessment on the county tax roll and to collect the total amount of the assessment at the time and in the manner as other ordinary municipal taxes. All in the manner provided by Government Code §§39560-39587.

Dated: February 3, 1999

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I hereby certify that Resolution No. 99-23 was passed and adopted by the City Council of the City of Lodi in a regular meeting held February 3, 1999, by the following vote:

AYES: COUNCIL MEMBERS – Hitchcock, Mann, Nakanishi, Pennino and Land (Mayor)
NOES: COUNCIL MEMBERS – None
ABSENT: COUNCIL MEMBERS – None
ABSTAIN: COUNCIL MEMBERS – None

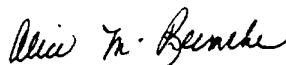

ALICE M. REIMCHE
CITY CLERK

EXHIBIT A

Cost Report of City Weed Abatement Program - 1998
February 3, 1999

REPORT OF COST OF ABATING WEEDS 1998			
Property Address	Cost	Administrative Fee	Total
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1101 Geneva Way (APN 0273500029)	\$500.00	\$34.72	\$534.72

CITY COUNCIL

KEITH LAND, Mayor
STEPHEN J. MANN
Mayor Pro Tempore
SUSAN HITCHCOCK
ALAN S. NAKANISHI
PHILLIP A. PENNINO

CITY OF LODI

CITY HALL, 221 WEST PINE STREET
P.O. BOX 3006
LODI, CALIFORNIA 95241-1910
(209) 333-6702
FAX (209) 333-6807

H. DIXON FLYNN
City Manager
ALICE M. REIMCHE
City Clerk
RANDALL A. HAYS
City Attorney

February 11, 1999

San Joaquin County
Auditor-Controller
24 S. Hunter, Room 103
Stockton, CA 95201

Re: City of Lodi Weed Abatement Program for 1998

Enclosed please find certified copy of Resolution No. 99-23 entitled, "A Resolution Of The Lodi City Council Confirming The Cost Of Weed Abatement For 1998 And Providing For Collection" which was adopted by the City Council on February 3, 1999.

The Resolution sets forth that the County Auditor is requested to enter the assessment on the county tax roll and to collect the total amount of the assessment at the time and in the manner as other ordinary municipal taxes.

Should you have any questions regarding the matter, please do not hesitate to give me a call.

Sincerely,


Alice M. Reimche
City Clerk

AMR/JMP

Enclosure

cc: San Joaquin County Assessor

FAX COVER SHEET

COUNTY OF SAN JOAQUIN
Office of the Auditor-Controller
24 S. Hunter, Rm. 103
Stockton, CA 95202

Tel: (209) 468-3925
Fax: (209) 468-3681

SEND TO:		FROM:	
Company City of Lodi		BETTY SCATENA	
Name Alice M. Reimche	Phone Number 336-6702	DATE: 2/17/99	
Fax Number 333-6807		Phone Number (209) 468-3925	

☐ Urgent ☒ Reply ASAP ☐ Please Comment ☐ Please Review ☐ For your information

Total pages, including cover sheet:

2

COMMENTS

Please correct the bottom parcel number on this listing. There are too many digits. You may fax the document back to me if you like.

Thank-you

Thank you for double-checking this number. It also appeared strange to me when I first saw it. However, I did verify with the Planning Department that this is a correct APN number. Should you have any questions, please contact Lisa Wagner in the Planning Department at (209) 333-6711.

Thank you.

Jennifer M. Perrin
Deputy City Clerk

EXHIBIT A

Cost Report of City Weed Abatement Program - 1998
February 3, 1999

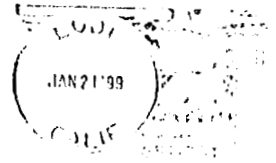
REPORT OF COST OF ABATING WEEDS 1998			
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1101 Geneva Way (APN 0273500029)	\$500.00	\$34.72	\$534.72

CITY OF LODI

CITY HALL, 221 W. PINE ST.
P. O. BOX 3006
LODI, CALIFORNIA 95241-1910

City Clerk's Office

To: Steve
Raddigan



(Arturo Lopez
re: 905 Interlaken (APN 027-300-01)
1920 S. Church Street
Lodi, CA 95240

LOPE920 952400212 1898 15
NOTIFY SENDER OF NEW ADDRESS
LOPEZ, ARTURO
2168 NEWBURY CIR
LODI CA 95240-6613

95240-6211 07



Lopez Jose
1805 Shadow Cliff
Brentwood Ca 94513

925-516-5978

925-200-1235